IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.6311 of 2008
CHUNNU SINGH
Versus
THE STATE OF BIHAR
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02. 02.05.2008 Heard learned counsel for the petitioner and the learned counsel for the State.

Petitioner is an accused for offences punishable under Sections 341, 323, 379, 324, 307 and 34 of the Indian Penal Code as well as Section 27 of the Arms Act.

Learned counsel for the petitioner submits that although petitioner is named in the FIR, but no specific overtact has been alleged against him, whereas the assailants, who had fired on the informant and another person, are co-accused Pankaj Singh and Birendra Singh. Learned for the petitioner further submits that petitioner at worst could be alleged to be a member of the unlawful assembly. Learned counsel for the petitioner also avers that petitioner has got no criminal antecedents, but in spite of that he is in custody since 27.11.2007.

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In the aforesaid facts and circumstances, this petition is allowed. Let petitioner, namely Chunnu Singh, be released on bail on furnishing bail bond of Rs.10,000.00 (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Gaya in Wazirganj P.S.Case No.104 of 2005.

sunil

(S.N.Hussain,J.)